THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.16562 of 2006

Dated:01.09.2006

Between:

T.Swarna Kumari and others.

…Petitioners

and

The Govt. of Andhra Pradesh and others.

…Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.16562 of 2006

ORDER:

The petitioners are allegedly owners of plot Nos.3-A, 4-A, 4, 21 and 5 situated in Survey No.17/1/a of Pigilpur Village of Pedda Amberpet Mandal in Ranga Reddy District. They allegedly purchased the plots under registered sale deeds from M/s.Kota Bhagvanth Reddy and others represented by their General Power of Attorney holder Sri Nageswara Housing Corporation, Hyderabad. The petitioners allege that when they approached the respondents with a view to execute registered gift deeds in favour of the third parties, the third respondent is insisting upon production of No-Objection Certificate (NOC) from the District Collector. Therefore, they made a representation on 09.03.2006 to the second respondent for issue of NOC, in vain. Hence in this Writ Petition they seek a declaration that the action of the third respondent in insisting upon NOC is bad and illegal. In the alternative, the petitioners also pray for a direction to the second respondent to dispose of the representation dated 09.03.2006.

After getting instructions from his clients learned Assistant Government Pleader for Revenue (General) submits that as on today no document submitted by the petitioners is pending and that as and when any document is produced for registration, the third respondent would consider the same and pass appropriate orders. Therefore,

there is no necessity at this stage to pass any orders with regard to the alternative relief sought in the Writ Petition.

Liberty is given to the petitioners to approach the third respondent with the document, which they want to execute and register in favour of the third parties. As and when such document is presented, the third respondent shall accept the same, consider and pass appropriate orders if they cannot be registered.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

01.09.2006
vs